



County of Los Angeles CHIEF EXECUTIVE OFFICE

Kenneth Hahn Hall of Administration
500 West Temple Street, Room 713, Los Angeles, California 90012
(213) 974-1101
<http://ceo.lacounty.gov>

WILLIAM T FUJIOKA
Chief Executive Officer

Board of Supervisors
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Fifth District

August 18, 2009

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**DEPARTMENT OF PUBLIC WORKS:
ATLANTIC, CITY TERRACE, AND SAN ANGELO PARKS
SPLASH PAD PROJECT
SPEC. 6978; C.P. NOS. 69638, 69639, AND 69637
ADOPT, ADVERTISE, AND AWARD CONSTRUCTION CONTRACT
(FIRST DISTRICT) (3 VOTES)**

SUBJECT:

The recommended actions will adopt plans and specifications; allow advertising for construction bids; and delegate authority to the Director of Public Works to award and execute a construction contract for the Atlantic, City Terrace, and San Angelo Parks Splash Pad project.

IT IS RECOMMENDED THAT YOUR BOARD:

1. Adopt plans and specifications for the Atlantic, City Terrace, and San Angelo Parks Splash Pad project at an estimated construction cost of \$1,800,000, and instruct the Executive Officer of the Board to advertise the project for construction bids to be received and opened on September 22, 2009, in accordance with the Instruction Sheet for Publishing Legal Advertisements.
2. Authorize the Director of Public Works to execute a consultant services agreement with the apparent Lowest Responsive and Responsible Bidder to prepare a baseline construction schedule for a \$2,000 not-to-exceed fee, funded by the existing project funds.

"To Enrich Lives Through Effective And Caring Service"

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Intra-County Correspondence Sent Electronically Only***

3. Delegate to the Director of Public Works the authority to determine, in accordance with the applicable contract and bid documents, whether the apparent Lowest Responsive and Responsible Bidder has timely prepared a satisfactory baseline construction schedule and satisfied all conditions for contract award, including the criteria adopted by your Board for contract award. Upon her determination that all such conditions have been satisfied, authorize the Director of Public Works to award and execute the construction contract, in the form previously approved by County Counsel, to the apparent Lowest Responsive and Responsible Bidder, and to establish the effective date of the contract upon receipt by acceptable performance and payment bonds and evidence of required contractor insurance.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

Approval of the recommended actions will allow advertising for construction bids and will authorize the Department of Public Works (Public Works) to award a construction contract for the project. The adopt, advertise, and award process is being recommended in order to expedite the delivery of the project.

The proposed project will include construction of an approximately 2,500 square-foot reinforced concrete splash pad area containing up to 16 interactive water features of varying complexity for children at each of the three parks. In addition, the splash pad areas will be shaded with an overhead canopy.

Upon receipt and review of all bids, the apparent Lowest Responsive and Responsible Bidder will be determined. If the Lowest Responsive and Responsible bid can be awarded within your Board approved project budget, Public Works will proceed with the contract award. If the bid cannot be accommodated within the approved total project budget, a contract will not be awarded, and we will return to your Board with a revised project scope of work and/or funding recommendations.

Sustainable Design Program

The project will support your Board's Sustainable Design Program by including a dedicated water quality management system operated by energy-efficient pumps to recycle, treat, and recirculate the water for the splash pads to optimize energy and water use efficiency.

Implementation of Strategic Plan Goals

The County Strategic Plan directs the provision of Operational Effectiveness (Goal 1) and Community and Municipal Services (Goal 3) by investing in public infrastructure that will enhance recreational opportunities for County residents.

FISCAL IMPACT/FINANCING

Public Works' fair construction cost estimate for the project is \$1,800,000, including \$600,000 for each of the water splash pads. The total project cost for all three water splash pads, including plans and specifications, plan check, construction, change orders, consultant services, Civic Art, miscellaneous expenditures, and County services is estimated at \$2,808,000, which equates to \$936,000 for each of the three water splash pads. The Project Schedule and Budget Summary for the water splash pads are included in Attachment A.

Sufficient appropriation is available in the Fiscal Year 2009-10 Capital Project Budget (C.P. Nos. 69638, 69639, and 69637) to fund the project. The project is funded with \$2,358,000 of State Proposition 40 Per Capita and Roberti-Z'berg-Harris Program Grant funds and \$450,000 of net County cost allocated for enhanced unincorporated area services (Proposition 62).

Although the design and construction of the splash pads at the three park facilities are being combined as one project to achieve economies of scale, the associated costs for each park facility will be accounted for separately.

Operating Budget Impact

Following completion of the three splash pads, the Department of Parks and Recreation (Parks and Recreation) anticipates a one-time start-up cost of \$15,000 for equipment and ongoing operating costs of \$247,000 for recreation and maintenance. Parks and Recreation will work with the Chief Executive Office to confirm the appropriate level of funding and request one-time and ongoing funds in the Parks and Recreation Fiscal Year 2010-11 Proposed New Facilities Budget request.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The total project cost includes a \$19,800 allocation to the Civic Art Fund per your Board's Civic Art Policy adopted on December 7, 2004, and subsequently amended November 18, 2008.

The contract will be in the form previously reviewed and approved as to form by County Counsel. The recommended contract will be solicited on an open competitive basis and is in accordance with applicable Federal, State, and County requirements.

The contract contains terms and conditions supporting your Board's ordinances, policies, and programs, including, but not limited to, County's Greater Avenues for Independence and General Relief Opportunities for Work Programs (GAIN/GROW), Board Policy No. 5.050; Contract Language to Assist in Placement of Displaced County Workers, Board Policy No. 5.110; Reporting of Improper Solicitations, Board Policy No. 5.060; Notice to Contract Employees of Newborn Abandonment Law (Safely Surrendered Baby Law), Board Policy No. 5.135; Contractor Employee Jury Service Program, Los Angeles County Code, Chapter 2.203; Notice to Employees Regarding the Federal Earned Income Credit (Federal Income Tax Law, Internal Revenue Service Notice 1015); Contractor Responsibility and Debarment, Los Angeles County Code, Chapter 2.202; and the Los Angeles County's Child Support Compliance Program, Los Angeles County Code, Chapter 2.200; and the standard Board-directed clauses that provide for contract termination or renegotiation.

Applicable law, including the State Public Contract Code, requires the County to award construction contracts to the Lowest Responsive and Responsible Bidder, which refers to the firm that: (1) submits the bid with the lowest cost; (2) is deemed by the County to be "responsive" to specific criteria under the solicitation, including, but not limited to, licensure, bonding, and insurance requirements; and (3) is determined by the County to be a "responsible" bidder by exhibiting the quality, fitness, capacity, experience, and trustworthiness to satisfactorily perform the work required under the bid solicitation.

To ensure that the contract is awarded to the Lowest Responsive and Responsible contractor with a satisfactory history of performance, bidders are required to report violations of the False Claims Act, criminal convictions, civil litigation, defaulted contracts with the County, complaints filed with the contractor's State License Board, labor law/payroll violation, and debarment actions. As provided for in Board Policy No. 5.140, the information reported by the contractor will be considered before making a recommendation to award.

The project specifications contain provisions requiring the contractor to report solicitations of improper consideration of County employees and allowing the County to terminate the contract if it is found that the contractor offered or gave improper consideration to County employees.

The plans and specifications include the contractual provisions and material requirements necessary for this project and are on file with Public Works.

ENVIRONMENTAL DOCUMENTATION

On August 19, 2008, your Board found the project to be categorically exempt under the California Environmental Quality Act (CEQA).

CONTRACTING PROCESS

Advertising for bids will be in accordance with the County's standard Instruction Sheet for Publishing Legal Advertisements (Attachment B).

As requested by your Board on February 3, 1998, this contract opportunity will be listed on the Doing Business with Us website.

Participation by Community Business Enterprises (CBE) in the project is encouraged through Public Works' Capital Projects' CBE Outreach Program and by monitoring the good faith efforts of bidders to utilize CBE.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

Approval of the recommended actions will have no impact on current County services or projects. The park facilities will remain operational during construction of the splash pads.

The Honorable Board of Supervisors
August 18, 2009
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CONCLUSION

Please return one adopted copy of this letter to the Chief Executive Office (Capital Projects Division); Parks and Recreation; and Public Works (Project Management Division I).

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'WTF', followed by a horizontal line and a small flourish.

WILLIAM T FUJIOKA
Chief Executive Officer

WTF:GF:DL
DJT:CV:zu

Attachments (2)

c: County Counsel
Arts Commission
Department of Parks and Recreation
Department of Public Social Services (GAIN/GROW Program)
Department of Public Works

August 18, 2009

ATTACHMENT A

**DEPARTMENT OF PUBLIC WORKS:
ATLANTIC, CITY TERRACE, AND SAN ANGELO PARKS
SPLASH PAD PROJECT
SPEC. 6978; C.P. NOS. 69638, 69639, AND 69637
ADOPT, ADVERTISE, AND AWARD CONSTRUCTION CONTRACT**

I. PROJECT SCHEDULE (Atlantic, City Terrace, and San Angelo Parks)

Project Activity	Scheduled Completion Date
Award Design Contract	08/19/08*
Execute Design Contract	09/16/08*
Construction Documents	04/16/09*
Jurisdictional Approvals	08/05/09*
Construction Award	10/15/09
Start Construction	11/02/09
Substantial Completion **	07/06/10
Project Acceptance	09/01/10

* Actual completion date.

** Assumes construction of all three splash pads simultaneously under one construction contract.

II. PROJECT BUDGET SUMMARY (Atlantic Park Splash Pad)

Project Activity	Proposed Budget
Land Acquisition	\$ 0
Construction	
Low Bid Construction Contract	\$ 600,000
Job Order Contract	0
Change Orders	90,000
Departmental Crafts	0
Youth Employment	0
Construction Consultants	0
Misc. Expense	0
Telecomm Equip – Affixed to Building	0
Civic Arts	6,600
Subtotal	\$ 696,600
Programming/Development	\$ 0
Plans and Specifications	\$ 60,500
Consultant Services	
Site Planning	\$ 0
Hazardous Materials	0
Geotech/Soils Report and Soils Testing	0
Material Testing	15,000
Cost Estimating	0
Topographic Surveys	0
Construction Management	0
Construction Administration	0
Environmental	0
Move Management	0
Equipment Planning	0
Legal	0
Construction/Change Order	0
Subtotal	\$ 15,000
Miscellaneous Expenditures	\$ 1,525
Jurisdictional Review/Plan Check/Permit	\$ 3,700
County Services	
Code Compliance and Quality Control Inspection	\$ 57,644
Design Review	10,000
Design Services	0
Contract Administration	17,231
Project Management	60,723
Project Management Support Services	0
ISD Job Order Contract Management	0
DPW Job Order Contract Management	0
ISD ITS Communications	0
Project Security	0
Project Technical Support	7,077
Office of Affirmative Action	6,000
County Counsel	0
Subtotal	\$ 158,675
TOTAL	\$ 936,000

III. PROJECT BUDGET SUMMARY (City Terrace Park Splash Pad)

Project Activity	Proposed Budget
Land Acquisition	\$ 0
Construction	
Low Bid Construction Contract	\$ 600,000
Job Order Contract	0
Change Orders	90,000
Departmental Crafts	0
Youth Employment	0
Construction Consultants	0
Misc. Expense (Gordian Fees)	0
Telecomm Equip – Affixed to Building	0
Civic Arts	6,600
Subtotal	\$ 696,600
Programming/Development	\$ 0
Plans and Specifications	\$ 60,500
Consultant Services	
Site Planning	\$ 0
Hazardous Materials	0
Geotech/Soils Report and Soils Testing	0
Material Testing	15,000
Cost Estimating	0
Topographic Surveys	0
Construction Management	0
Construction Administration	0
Environmental	0
Move Management	0
Equipment Planning	0
Legal	0
Construction/Change Order	0
Subtotal	\$ 15,000
Miscellaneous Expenditures	\$ 1,525
Jurisdictional Review/Plan Check/Permit	\$ 3,700
County Services	
Code Compliance and Quality Control Inspection	\$ 57,644
Design Review	10,000
Design Services	0
Contract Administration	17,231
Project Management	60,723
Project Management Support Services	0
ISD Job Order Contract Management	0
DPW Job Order Contract Management	0
ISD ITS Communications	0
Project Security	0
Project Technical Support	7,077
Office of Affirmative Action	6,000
County Counsel	0
Subtotal	\$ 158,675
TOTAL	\$ 936,000

IV. PROJECT BUDGET SUMMARY (San Angelo Park Splash Pad)

Project Activity	Proposed Budget
Land Acquisition	\$ 0
Construction	
Low Bid Construction Contract	\$ 600,000
Job Order Contract	0
Change Orders	90,000
Departmental Crafts	0
Youth Employment	0
Construction Consultants	0
Misc. Expense (Gordian Fees)	0
Telecomm Equip – Affixed to Building	0
Civic Arts	6,600
Subtotal	\$ 696,600
Programming/Development	\$ 0
Plans and Specifications	\$ 60,500
Consultant Services	
Site Planning	\$ 0
Hazardous Materials	0
Geotech/Soils Report and Soils Testing	0
Material Testing	15,000
Cost Estimating	0
Topographic Surveys	0
Construction Management	0
Construction Administration	0
Environmental	0
Move Management	0
Equipment Planning	0
Legal	0
Construction/Change Order	0
Subtotal	\$ 15,000
Miscellaneous Expenditures	\$ 1,525
Jurisdictional Review/Plan Check/Permit	\$ 3,700
County Services	
Code Compliance Inspection	\$ 57,644
Quality Control Inspection	0
Design Review	10,000
Design Services	0
Contract Administration	17,231
Project Management	60,723
Project Management Support Services	0
ISD Job Order Contract Management	0
DPW Job Order Contract Management	0
ISD ITS Communications	0
Project Security	0
Project Technical Support	7,077
Office of Affirmative Action	6,000
County Counsel	0
Subtotal	\$ 158,675
TOTAL	\$ 936,000

August 18, 2009

ATTACHMENT B

**ATLANTIC, CITY TERRACE, AND SAN ANGELO PARKS
SPLASH PAD PROJECT
SPEC. 6978; C.P. NOS. 69638, 69639, AND 69637
ADOPT, ADVERTISE, AND AWARD CONSTRUCTION CONTRACT**

PUBLISHING LEGAL ADVERTISEMENTS: In accordance with the State of California Public Contract Code Section 20125, you may publish once a week for two weeks in a weekly newspaper or ten times in a daily newspaper. Forward three reprints of this advertisement to Architectural Engineering Division, Department of Public Works, 900 South Fremont Avenue, 8th Floor, Alhambra, California 91803-1331.

**OFFICIAL NOTICE
INVITING BIDS**

Notice is hereby given that the Director of Public Works will receive sealed bids for furnishing all materials, labor, and equipment required to complete construction for the following work:

<u>SUBMISSION AND BID</u>			<u>BID DOC</u>	<u>DATE OF BID</u>
<u>SD</u>	<u>SPECS</u>	<u>PROJECT</u>	<u>FEE</u>	<u>OPENING</u>
1	6978	Atlantic, City Terrace, and San Angelo Parks Splash Pad Project	\$75	September 22, 2009

Atlantic Park
570 South Atlantic Blvd.
Los Angeles, CA 90022

City Terrace Park
1126 North Hazard Ave.
Los Angeles, CA 90063

San Angelo Park
245 South San Angelo Ave.
La Puente, CA 91746

Copies of the project manual and drawings may be obtained at the Cashier's office, Department of Public Works, 900 South Fremont Avenue, Mezzanine, Alhambra, California 91803, for the fee stated above. For bid information, please contact Ivonne Pena of Architectural Engineering Division at (626) 458-2585. Each bid shall be submitted on the required form, sealed, and filed at the Cashier's office no later than 10:45 a.m. on the date indicated. Bids will be publicly opened, examined, and declared by the Department of Public Works at 11 a.m. on this date in the Main Conference Room, 5th Floor, at 900 South Fremont Avenue, Alhambra, California 91803.

Bids must conform to the drawings and project manual and all bidding requirements. This project requires the prime contractor to possess an active A license classification at the time of bid. The contractor must verify to the County's satisfaction that he/she holds the correct license and experience for this type of project.

OTHER INSTRUCTIONS

The County supports and encourages equal opportunity contracting. The contractor shall make good faith efforts as defined in Section 2000 of the Public Contract Code relating to contracting with Community Business Enterprises.

The Board of Supervisors reserves the right to reject any or all bids or to waive technical or inconsequential errors and discrepancies in bids submitted in the public's interest.

Si necesita información en español, por favor llame al Telefono (626) 458-2563.



Upon 72 hours notice, the Department of Public Works can provide program information and publications in alternate formats or make other accommodations for people with disabilities. In addition, program documents are available at the Department of Public Works' main office in Alhambra (900 South Fremont Avenue), which is accessible to individuals with disabilities. To request accommodations ONLY or for more Americans with Disabilities Act (ADA) information, please contact the Department of Public Works' ADA Coordinator at (626) 458-4081 or TDD (626) 282-7829, Monday through Thursday, from 7 a.m. to 5:30 p.m.



Con 72 horas de notificación, el Departamento de Obras Públicas puede proveerle información y publicaciones sobre el programa y formatos alternativos o hacer adaptaciones para personas con incapacidades. Además, documentación sobre el programa está disponible en la oficina principal del Departamento de Obras Públicas localizada en Alhambra (900 South Fremont Avenue), la cual es accesible para personas con incapacidades. Solamente si necesita solicitar adaptaciones o para mas información del ADA, póngase en contacto con nuestro Coordinador del ADA al (626) 458-4081 o TDD (626) 282-7829, de lunes a jueves de las 7 a.m. a 5:30 p.m.

By order of the Board of Supervisors of the County of Los Angeles, State of California, dated August 18, 2009.

Specs. 6978

SACHI A. HAMAI, EXECUTIVE OFFICER
OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF LOS ANGELES